

Amendments to the Claims

Claims 1-8 (Canceled)

Claim 9 (Currently Amended) An optical disc-data recording method for recording data to a multi-layer first data recording layer of an optical disc having at least a the first data recording layer and a second data recording layer with at least the first data recording layer being optically recordable, the optical data recording method comprising:

determining for specific area units whether recording is possible; and

recording dummy data to an area determined to be unrecordable on the first data recording layer, which is located closer to a laser beam source than the second data recording layer, to unify transmittance of the first data recording layer after recording data originally designated to be recorded to the area determined to be unrecordable is recorded to a spare area.

Claim 10 (Currently Amended) An optical disc-data recording method as claimed in claim 9, wherein a specific area unit is determined to be unrecordable when reading address data assigned to the specific area unit does not meet specific reading conditions.

Claims 11-14 (Canceled)

Claim 15 (New) An optical disc recording apparatus for recording data to a multi-layer optical disc having at least a first data recording layer and a second data recording layer, the optical disc recording apparatus comprising:

an arrangement operable to determine for specific area units whether recording is possible; and

an arrangement operable to record dummy data to an area determined to be unrecordable on the first data recording layer, which is located closer to a laser beam source than the second data recording layer, to unify transmittance of the first data recording layer.